

UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF LOUISIANA

**FELONY**

INDICTMENT FOR VIOLATIONS OF THE  
FEDERAL CONTROLLED SUBSTANCES ACT  
AND THE FEDERAL GUN CONTROL ACT

UNITED STATES OF AMERICA	*	CRIMINAL DOCKET NO.	
v.	*	SECTION: ""	
KEWAYNE MORGAN	*	VIOLATION:	21 U.S.C. § 841
aka "Duke"			21 U.S.C. § 846
aka "Shorty"			18 U.S.C. § 924(c)
aka "Weezy"			18 U.S.C. § 922(g)
HERMAN MCMILLAN	*		18 U.S.C. § 2
aka "Cat Eyes"			21 U.S.C. § 843
JOCK WALKER			
aka "Tweet"			
CLARISSA MORGAN			
EARL JOHNSON	*		
aka "Peter"			
PINKIE BONDS			
DARRELL PITTS			
aka "Darryl Pitts"			
aka "Turk"			

\* \* \*

The Grand Jury charges that:

### COUNT 1

Beginning on a date unknown, but prior to January 31, 2007, and continuing to on or about November 6, 2009, in the Eastern District of Louisiana and elsewhere, the defendants, **KEWAYNE MORGAN** aka "Duke", aka "Shorty", aka "Weezy", **HERMAN MCMILLAN** aka "Cat Eyes", **JOCK WALKER** aka "Tweel", **CLARISSA MORGAN**, **EARL JOHNSON** aka "Peter", **PINKIE BONDS**, and **DARRELL PITTS** aka "Darryl Pitts", aka "Turk", did knowingly and intentionally combine, conspire, confederate and agree with each other and with other persons known and unknown to the Grand Jury, to possess with the intent to distribute fifty (50) grams or more of cocaine base ("crack") and cocaine hydrochloride, both Schedule II narcotic drug controlled substances and a quantity of heroin and marijuana, both Schedule I drug controlled substances, in violation of Title 21, United States Code, Sections 841(a)(1), 841(b)(1)(A), (C), and (D); all in violation of Title 21, United States Code, Section 846.

### COUNT 2

On or about January 31, 2007, in the Eastern District of Louisiana, the defendant, **KEWAYNE MORGAN** aka "Duke", aka "Shorty", aka "Weezy", did knowingly and intentionally possess with the intent to distribute fifty grams or more of cocaine base ("crack") and a quantity of cocaine hydrochloride, both Schedule II narcotic drug controlled substances and a quantity of marijuana, Schedule I drug controlled substance, in violation of Title 21, United States Code, Sections 841(a)(1), 841(b)(1)(A), (C), and (D), and Title 18, United States Code, Section 2.

### **COUNT 3**

On or about January 31, 2007, in the Eastern District of Louisiana, the defendant, **KEWAYNE MORGAN** aka "Duke", aka "Shorty", aka "Weezy", did knowingly possess two firearms, to wit: a Ruger .357 handgun, serial number serial number 34-97138 and a Colt .380 handgun, serial number 59473, in furtherance of a drug trafficking crime for which he may be prosecuted in a court of the United States, as charged in Count 2 of this indictment; all in violation of Title 18, United States Code, Section 924(c)(1)(A).

### **COUNT 4**

On or about January 31, 2007, in the Eastern District of Louisiana, the defendant, **KEWAYNE MORGAN** aka "Duke", aka "Shorty", aka "Weezy", having previously been convicted of two crimes punishable by imprisonment for a term exceeding one year, to wit: a conviction on January 16, 2002, in Orleans Parish Criminal District Court, Case No. 423-474 "B", for possession of crack , in violation of LA. R.S. 40:967 and a conviction on February 26, 2003, in Orleans Parish Criminal District Court, Case No. 433-692 "I", for distribution of marijuana, in violation of LA. R.S. 40:966, did knowingly possess in and affecting interstate commerce, a two firearms, to wit: a Ruger .357 handgun, serial number serial number 34-97138 and a Colt .380 handgun, serial number 59473; all in violation of Title 18, United States Code, Sections 922(g)(1) and 924(a)(2).

### **COUNT 5**

On or about August 5, 2008, in the Eastern District of Louisiana, the defendant, **KEWAYNE MORGAN** aka "Duke", aka "Shorty", aka "Weezy", did knowingly and intentionally possess with the intent to distribute a quantity of cocaine base ("crack") and a

quantity of cocaine hydrochloride, both Schedule II narcotic drug controlled substances and a quantity of marijuana, a Schedule I drug controlled substance, in violation of Title 21, United States Code, Sections 841(a)(1), 841(b)(1)(C), and (D).

**COUNT 6**

On or about February 11, 2009, in the Eastern District of Louisiana, the defendants, **KEWAYNE MORGAN** aka “Duke”, aka “Shorty”, aka “Weezy”, **HERMAN MCMILLAN** aka “Cat Eyes”, **JOCK WALKER** aka “Tweet”, and **CLARISSA MORGAN**, did knowingly and intentionally possess with the intent to distribute five grams or more of cocaine base (“crack”), a Schedule II narcotic drug controlled substance and a quantity of marijuana, Schedule I drug controlled substance, in violation of Title 21, United States Code, Sections 841(a)(1), 841(b)(1)(B) and (D), and Title 18, United States Code, Section 2.

**COUNT 7**

On or about May 13, 2009, in the Eastern District of Louisiana, the defendants, **KEWAYNE MORGAN** aka “Duke”, aka “Shorty”, aka “Weezy”, **EARL JOHNSON** aka “Peter”, **PINKIE BONDS**, and **DARRELL PITTS** aka “Darryl Pitts”, aka “Turk”, did knowingly and intentionally possess with the intent to distribute five grams or more of cocaine base (“crack”) and a quantity of cocaine hydrochloride, both Schedule II narcotic drug controlled substances and a quantity of marijuana, a Schedule I drug controlled substance, in violation of Title 21, United States Code, Sections 841(a)(1), 841(b)(1)(B), (C), and (D), and Title 18, United States Code, Section 2.

### **COUNT 8**

On or about May 13, 2009, in the Eastern District of Louisiana, the defendant, **KEWAYNE MORGAN** aka “Duke”, aka “Shorty”, aka “Weezy”, did knowingly possess a firearm, to wit: a Hi-Point 9mm semi-automatic handgun, serial number P1301513, in furtherance of a drug trafficking crime for which he may be prosecuted in a court of the United States, as charged in Count 7 of this indictment; all in violation of Title 18, United States Code, Section 924(c)(1)(A).

### **COUNT 9**

On or about May 13, 2009, in the Eastern District of Louisiana, the defendant, **KEWAYNE MORGAN** aka “Duke” aka “Shorty”, aka “Weezy”, having previously been convicted of two crimes punishable by imprisonment for a term exceeding one year, to wit: a conviction on January 16, 2002, in Orleans Parish Criminal District Court, Case No. 423-474 “B”, for possession of crack , in violation of LA. R.S. 40:967 and a conviction on February 26, 2003, in Orleans Parish Criminal District Court, Case No. 433-692 “I”, for distribution of marijuana, in violation of LA. R.S. 40:966, did knowingly possess in and affecting interstate commerce, a firearm, to wit: a Hi-Point 9mm semi-automatic handgun, serial number P1301513; all in violation of Title 18, United States Code, Sections 922(g)(1) and 924(a)(2).

### **COUNT 10**

On or about May 13, 2009, in the Eastern District of Louisiana, the defendants, **KEWAYNE MORGAN** aka “Duke”, aka “Shorty”, aka “Weezy”, and **HERMAN MCMILLAN** aka “Cat Eyes”, did knowingly and intentionally use a communication facility, to wit: a telephone, in committing, causing, and facilitating the commission of a violation of Title

21, United States Code, Section 846, to wit: the conspiracy to possess with the intent to distribute cocaine base ("crack"), cocaine hydrochloride, and marijuana, in violation of Title 21, United States Code, Section 843(b).

**COUNT 11**

On or about May 14, 2009, in the Eastern District of Louisiana, the defendants, **HERMAN MCMILLAN** aka "Cat Eyes" and **JOCK WALKER** aka "Tweet", did knowingly and intentionally use a communication facility, to wit: a telephone, in committing, causing, and facilitating the commission of a violation of Title 21, United States Code, Section 846, to wit: the conspiracy to possess with the intent to distribute cocaine base ("crack"), cocaine hydrochloride, and marijuana, in violation of Title 21, United States Code, Section 843(b).

**COUNT 12**

On or about May 15, 2009, in the Eastern District of Louisiana, the defendants, **HERMAN MCMILLAN** aka "Cat Eyes" and **EARL JOHNSON** aka "Peter", did knowingly and intentionally use a communication facility, to wit: a telephone, in committing, causing, and facilitating the commission of a violation of Title 21, United States Code, Section 846, to wit: the conspiracy to possess with the intent to distribute cocaine base ("crack"), cocaine hydrochloride, and marijuana, in violation of Title 21, United States Code, Section 843(b).

## **NOTICE OF DRUG FORFEITURE**

1. The allegation of Counts 1, 2, 5, 6, 8, 10, 11, and 12 of this Indictment are realleged and incorporated by reference as though set forth fully herein for the purpose of alleging forfeiture to the United States of America pursuant to the provisions of Title 21, United States Code, Section 853.

2. As a result of the offenses alleged in Count 1, 2, 5, 6, 8, 10, 11, and 12 **KEWAYNE MORGAN** aka “Duke”, aka “Shorty”, aka “Weezy”, **HERMAN MCMILLAN** aka “Cat Eyes”, **JOCK WALKER** aka “Tweet”, **CLARISSA MORGAN**, **EARL JOHNSON** aka “Peter”, **PINKIE BONDS**, and **DARRELL PITTS** aka “Darryll Pitts”, aka “Turk”, shall forfeit to the United States pursuant to Title 21, United States Code, Section 853, any and all property constituting or derived from any proceeds the defendants obtained directly or indirectly as a result of the said violations and any and all property used or intended to be used in any manner or part to commit and to facilitate the commission of the violations alleged in Counts 1, 2, 5, 6, 8, 10, 11, and 12 of this Indictment.

3. If any of the property subject to forfeiture pursuant to Paragraph 2 of this Notice of Forfeiture, as a result of any act or omission of the defendant(s):

- a. cannot be located upon the exercise of due diligence;
- b. has been transferred or sold to, or deposited with, a third person;
- c. has been placed beyond the jurisdiction of the Court;
- d. has been substantially diminished in value; or
- e. has been commingled with other property which cannot be subdivided without difficulty;

it is the intent of the United States, pursuant to Title 21, United States Code, Section 853(p), to seek forfeiture of any other property of said defendants up to the value of the above forfeitable property.

All in violation of Title 21, United States Code, Section 853.

### **NOTICE OF GUN FORFEITURE**

1. The allegations of Count(s) 3, 4, 8, and 9 of this Indictment are realleged and incorporated by reference as though set forth fully herein for the purpose of alleging forfeiture to the United States of America pursuant to the provisions of Title 18, United States Code, Section 924(d)(1) and Title 28, United States Code, Section 2461(c).

2. As a result of the offenses alleged in Counts 3, 4, 8, and 9, defendants, **KEWAYNE MORGAN** aka “Duke”, aka “Shorty”, aka “Weezy”, and **HERMAN MCMILLAN** aka “Cat Eyes”, shall forfeit to the United States pursuant to Title 18, United State Code, Section 924(d)(1) and Title 28 United States Code, Section 2461, any firearm or ammunition, which was involved in or used in a knowing violation of Title 18, United States Code, Sections 922(g)(1) and 924(c)(1), as alleged in Counts 3, 4, 7, 9, and 10 of the Indictment.

3. If any of the property subject to forfeiture pursuant to Paragraph 2 of this Notice of Forfeiture, as a result of any act or omission of the defendant:

- a. cannot be located upon the exercise of due diligence;
- b. has been transferred or sold to, or deposited with, a third person;
- c. has been placed beyond the jurisdiction of the Court;
- d. has been substantially diminished in value; or




- e. has been commingled with other property which cannot be subdivided without difficulty;

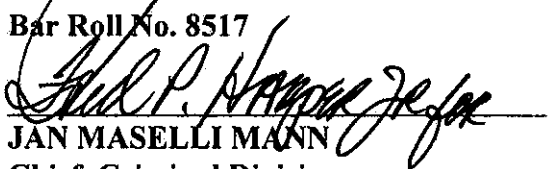
it is the intent of the United States, pursuant to Title 21, United States Code, Section 853(p), to seek forfeiture of any other property of said defendant up to the value of the above forfeitable property.

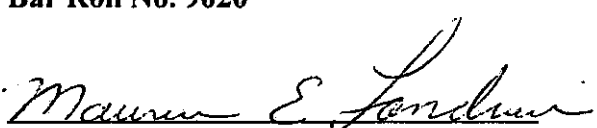
All in violation of Title 18, United States Code, Sections 922(g)(1), 924(c)(1) and 924(d)(1).

A TRUE BILL:

\_\_\_\_\_  
FOREPERSON

  
\_\_\_\_\_  
JIM LETTEN  
UNITED STATES ATTORNEY  
Bar Roll No. 8517

  
\_\_\_\_\_  
JAN MASELLI MANN  
Chief, Criminal Division  
Assistant United States Attorney  
Bar Roll No. 9020

  
\_\_\_\_\_  
MAURICE E. LANDRIEU, JR  
Assistant United States Attorney  
Bar Roll No. 22104

New Orleans, Louisiana  
November 6, 2009